

February 19, 2013
Green River, WY

The Board of County Commissioners met this day at 8:30 a.m. in Regular Session with all commissioners present. The meeting opened with the Pledge of Allegiance.

Approval of Agenda

Chairman Johnson entertained a motion to amend the agenda to add the 2013 Specific Purpose Tax Joint Powers Board resolution/agreement. *Commissioner West so moved. Commissioner Van Matre seconded the motion.* With no discussion, the motion was approved unanimously.

Approval of Minutes 2-5-13

Commissioner Kolb made the motion to approve the minutes of February 5, 2013. Commissioner Bailiff seconded the motion. With no discussion, the motion was approved unanimously.

Acceptance of Bills

Approval of County Vouchers/Warrants, Monthly Reports, Bonds and Abates/Rebates

Commissioner Kolb requested to recuse himself from the approval of the bills due to submitting a voucher for Alpha Petroleum. Commissioner West noted that he had questions relative to the CDC distribution listed on the treasurer's monthly report. Commissioner West questioned if the specific tax overage disbursed to the CDC was accurate. Deputy County Treasurer Sue Sanchez explained the CDC distribution was submitted to the City of Green River. Commissioner West requested a breakdown of what has transpired. Commissioner West reported that CDC Director Ann Owen requested \$100,000 from the general fund, and it was the commission's recollection that they didn't need the funds because the county was not charging rent for the facility, the mortgage was paid off from the specific purpose funds, and the CDC would receive the over collection in January. He explained that the county initially intended to loan the CDC \$50,000 to get them through until the overage was disbursed in January, and because they didn't utilize the loan, the commission understood that they no longer needed it. County Treasurer Robb Slaughter explained that when the CDC requested the loan, the commission agreed with the understanding that when the treasurer's office released the overage to the CDC, the loan would be paid and the county would no longer have to fund the CDC. Mr. Slaughter further discussed the specific tax distribution and the amount that will have to be reimbursed to the state as well as the amount the City of Green River will have to reimburse the county.

Commissioner West questioned the notice received from the State of Wyoming Department of Audit regarding the notice of non-compliance for Arrowhead Springs Water & Sewer District. Commissioner West read the letter aloud stating that, by Arrowhead Springs failing to comply with State Statute, dissolution of a district shall be initiated by resolution of the board of county commissioners if the director of the department of audit has notified the Board of County Commissioners of the district's failure to comply with the reporting requirements and the Board of County Commissioners shall declare the board of directors vacant and shall fill the board by appointment for the purpose of dissolving the district. The commission requested that County Clerk Dale Davis contact Arrowhead Springs to verify their status and if it is their intention to be dissolved.

Commissioner West moved to approve acceptance of the bills which includes the county vouchers/warrants, monthly reports, bonds and the abates/rebates. Commissioner Van Matre seconded the motion. With no discussion, the motion was approved with Commissioner Kolb abstaining.

WARR#	NAME	DEPT	TOTAL
52912	Bank Of The West	Gen Accts	397.40
53083	Bridger Valley Electric Assn	Fire Marshal	27.04
4	Capital Business Systems	Juv Prob, Co Atrny	1,271.01
5	Centurylink	Commiss, Grants Proj, Shrf Dtn Mnt, Comm Dev&Eng, Human Resour, Purchasing, Grants Admin, Land Use, RS Off Bld A, Fire Marshal, Vet Services, Comm Nur-Hom	504.82
6	Centurylink	Clk, Treas, Assess, Shrf, Co Atrny, Juv Prob, GR Cir Court, IT Dept, Clk Dist Crt, Road & Bridg, Flt Veh Main, Shrf Emg Mgt, RS Mnt/C Pur	979.48
7	Centurylink	Elect	209.65
8	City Of Green River	GR Fcl Mt CH, GR Cir Court, GR Rsvlt Mai, GR Wrhs Main, GR Rd & Brdg, GR JV Maint	1,330.55
9	Ck Construction Corp	Grants Proj	194,380.11
53090	Rock Springs Municipal Ut	Fire Marshal, RS Rd & Brdg, RS Veh Maint, Thmpsn Bld A, RS Off Bld A, Att Bld 731C, Facil 731C C, Shrf Dtn Mnt, JV 731 Bld D, RS 333 Bdwy	3,371.01
1	Rocky Mtn Power	Comm Dev&Eng, GR Rsvlt Mai, RS Rd & Brdg	4,178.04
2	Sweetwater Television Co	Shrf	8.50

3	Union Telephone Company Inc	Elect	44.25
4	USPS - Hasler	Gen Co Admin	8,000.00
5	West Side Water & Sewer Dist	RS Mnt/C Pur, Shrf Dtn Mnt	2,199.50
53096	Wyoming Waste Services	Shrf Dtn Mnt	587.18
53098	Bank Of The West	Gen Accts	4,200.87
9	Bridger Valley Electric Assn	Farson R & B	221.22
53100	Centurylink	Commiss, Clk, Treas, Assess, Juv Prob, Grants Proj, IT Dept, Clk Dist Crt, GR Fcl Mt CH, Land Use, Flt Veh Main, RS Off Bld A, Fire Marshal	762.77
1	Centurylink	Shrf, Co Atrny, GR Cir Court, IT Dept, Road & Bridg, Elect, Comm Dev&Eng, Human Resour, Purchasing, Grants Admin, Shrf Emg Mgt, Comm Nur-Hom	2,242.82
2	Pitney Bowes Inc	Shrf Dtn Mnt	199.00
3	Purchase Power	Shrf Dtn Mnt	200.90
4	Questar Gas	GR JV Maint, GR Fcl Mt CH, GR Cir Court, GR Rsvlt Mai, GR Wrhs Main, GR Rd & Brdg	9,880.37
5	Rocky Mtn Power	Shrf Dtn Mnt, RS Mnt/C Pur, Comm Dev&Eng, RS R&B Lagoo	5,697.38
6	Satcom Global Fze	Coroner	136.32
7	Sweetwater Television Co	Shrf Emg Mgt, Shrf Dtn Mnt	155.59
8	Union Telephone Company Inc	Co Atrny, Clk, Shrf Emg Mgt, Grants Admin, Assess, Road & Bridg, Clk Dist Crt, GR Fcl Mt CH, Land Use, Vet Services, Shrf	321.63
9	Union Telephone Company Inc	Assess, Commiss, IT Dept, Coroner, GR Fcl Mt CH, Fire Marshal, Comm Dev&Eng, Land Use, Purchasing, Juv Prob, Coop Ext/4H	2,325.37
53110	Union Telephone Company Inc	Shrf Dtn Mnt, Road & Bridg, Shrf	3,156.12
1	Us Bancorp	Road & Bridg, Coroner, Capital Proj	328,669.00
2	Verizon Wireless	Shrf Emg Mgt	227.95
3	Wex Bank	Shrf	18,203.51
4	Wyoming Dept Of Workforce	Shrf Dtn Mnt, Shrf Emg Mgt, Shrf	140.52
5	Wyoming Waste Services	RS Veh Maint, RS Off Bld A, Thmpsn Bld A, RS Rd & Brdg	616.02
6	Ace Hardware	Shrf Dtn Mnt	179.59
7	Acom Solutions Inc	IT Dept	795.00
8	Advanced Medical Imaging	Coroner	53.00
9	Alpine Pure Water	Vet Services	25.00
53120	Autospa Inc	Shrf	16.08
1	Behavioral Interventions	Grants Proj	188.16
2	Bennett Paint & Glass	GR Fcl Mt CH	380.35
3	Bramwell, Keith A	Shrf Dtn Mnt	52.74
4	Castle Rock Hospital Dist	Human Svcs	12,500.00
5	Chematox Laboratory Inc	Coroner	280.00
6	City Of Rock Springs	Senior Cntrs, Shrf Dtn Mnt	15,014.21
7	Codale Electric Supply Inc	GR Fcl Mt CH	19.98
8	Communication Technologie	Shrf, Shrf Emg Mgt	520.00
9	D & L Excavation Inc	Shrf Dtn Mnt	1,012.50
53130	Dave's Appliance Service	Shrf Dtn Mnt	55.00
1	Deakins, Teresa	Shrf Emg Mgt	65.44
2	Delta Dental	Intr Gv Pool	39,104.05
3	Don Pedros	Clk Dist Crt	172.15
4	E-Coustic Solutions	Gen Co Admin	3,150.00
5	F B McFadden Wholesale Co	Shrf Dtn Mnt	2,382.50
6	F B McFadden Wholesale Co	Shrf Dtn Mnt	5,127.60
7	Felderman, Kimmie	Grants Proj	81.89
8	Golden Hour Senior Citizen	Senior Cntrs	20,364.04
9	Govconnection Inc	Shrf	139.00
53140	Grainger	Road & Bridg	58.72
1	Hampton Inn & Suites	Co Atrny	753.96
2	High Desert Fire Safety	Shrf Dtn Mnt	116.00
3	Homax Oil Sales Inc	Flt Veh Main, Shrf	2,220.34
4	Horizon Laboratory LLC	Coroner	742.00
5	Hotchkiss, Kevin	Shrf Dtn Mnt	33.16
6	Iberia Parish Sheriff Dep	Co Atrny	50.00
7	Industrial Hoist And Crane	GR Fcl Mt CH	1,464.97
8	Interact	Shrf Dtn Mnt	28.36
9	JC Jacobs Carpet One	Shrf Dtn Mnt	385.64
53150	Jenny Service Co	Shrf Dtn Mnt	1,791.69
1	Johnson, David M	Grants Proj	52.91
2	Johnson, Wally J.	Commiss	465.05
3	Kelly, Karin	Juv Prob	314.13
4	Krazy Moose	Clk Dist Crt	129.12
5	Kroger - Smith's Customer	Clk Dist Crt	73.11
6	L N Curtis & Sons	Fire Marshal	1,748.73
7	Law Offices Of Nathan W J	Public Defnd	600.00
8	Lincare Inc	Shrf Dtn Mnt	416.00

9	Loveless, Janet	Clk Dist Crt	422.50
53160	Manpower	GR Fcl Mt CH	2,074.80
1	McGee, Hearne & Paiz LLP	Gen Co Admin	52,500.00
2	McKee Foods Corporation	Shrf Dtn Mnt	175.68
3	Meadow Gold Dairy	Shrf Dtn Mnt	1,358.44
4	Memorial Hospital Of SW	Coroner, Shrf Dtn Mnt	3,605.00
5	Mountain States Supply Co	GR Fcl Mt CH	301.47
6	National Business Systems	Treas	1,500.00
7	Nicholas & Company	Shrf Dtn Mnt	3,801.68
8	Pamida - Pharmacy	Shrf Dtn Mnt	4,201.81
9	Public Defender	Public Defnd	2,500.00
53170	Quill Corporation	Commiss, GR Fcl Mt CH, Clk, Assess, Shrf, Treas, Vet Services	30.19
1	Quill Corporation	Treas, Clk Dist Crt, Clk, Vet Services, GR Fcl Mt CH, Shrf Dtn Mnt, Commiss, Shrf	720.01
2	Quill Corporation	Coop Ext/4H, Shrf Dtn Mnt, Road & Bridg, IT Dept	936.65
3	Quiznos	Purchasing, Grants Proj	404.12
4	Real Kleen Inc	Shrf Dtn Mnt	433.20
5	Regional Supply Inc	Shrf	79.43
6	Rock Springs Chamber Of Co	Vet Services	125.00
7	Rock Springs Newspapers Inc	Vet Services	132.72
8	Rock Springs Newspapers Inc	Gen Co Admin, Human Resour	4,914.07
9	Rock Springs Newspapers Inc	Capital Proj, Land Use	254.37
53180	Rock Springs Winlectric Co	Shrf Dtn Mnt	5.24
1	Rock Springs Winnelson Co	Shrf Dtn Mnt	172.21
2	Rocky Mountain Propane	Farson R & B	1,391.57
3	Salt Lake Area Gang Proj	Shrf	400.00
4	Skaggs Companies	Shrf Dtn Mnt, Shrf	611.85
5	Smyth Printing Inc	Elect	927.60
6	Staples Credit Plan	Treas	14.49
7	Sterling Communications	Shrf	800.00
8	Sweetwater County Health	Comm Nur-Hom	121,241.47
9	Sweetwater Family Resource	Human Svcs	9,870.37
53190	Sweetwater Plumbing & Heat	GR Fcl Mt CH	36.00
1	Sweetwater Trophies	Shrf, Clk Dist Crt	36.26
2	The Radar Shop Inc	Shrf	385.01
3	The UPS Store - #3042	Assess, Shrf	188.20
4	Tubbs MD LLC, Kennon C	Shrf Dtn Mnt	4,200.00
5	U S Foods Inc	Shrf Dtn Mnt	1,690.85
6	University Of Wyoming	Coop Ext/4H	37,849.00
7	Vaughn's Plumbing & Heat	Shrf Dtn Mnt	5,496.87
8	Vehicle Lighting Solution	Shrf	17,182.58
9	Wamsutter Conoco	Shrf	57.09
53200	Waxie Sanitary Supply	Shrf Dtn Mnt	316.98
1	West, Reid O	Commiss	290.41
2	Western Wyoming College	Coop Ext/4H	12.26
3	Williams Scotsman Inc	Shrf	302.92
4	Wyoming Health Medical Gr	Shrf Dtn Mnt	16,000.00
5	Wyoming Neurologic Assn	Shrf Dtn Mnt	2,875.00
6	Wyoming Pathology Inc	Coroner	3,600.00
7	Wyoming Technology Transf	Comm Dev&Eng	90.00
GRAND TOTAL			1,014,476.29

The following unlisted warrants are payroll warrants: 52911, 53097

The following bonds were placed on file:

Jennifer Evans	Town of Bairoil- Relief Town Clerk	\$10,000.00
Barbara L. Huston-Miles	Town of Bairoil- Treasurer/Clerk	\$25,000.00

TAXPAYER	TAX AMOUNT	TAXPAYER	TAX AMOUNT
ARGUELLO DANIEL	-34.40	LAVIN LAVERN E	-28.64
ARGUELLO DANIEL	-35.74	LAVIN LAVERN E	-26.14
ARGUELLO DANIEL	-35.58	LAVIN LAVERN E	-27.82
ARGUELLO DANIEL	-35.26	LAVIN LAVERN E	-28.26
ARGUELLO DANIEL	-33.00	LAVIN LAVERN E	-27.92
ARGUELLO DANIEL	31.66	LAVIN LAVERN E	-26.14
ARGUELLO DANIEL	-33.94	LAVIN LAVERN E	-25.86
ARGUELLO DANIEL	-34.04	LAVIN LAVERN E	-27.70
ARGUELLO DANIEL	-33.52	LAVIN LAVERN E	-27.74
ANADARKO E&P CO LLP	-721.00	LAVIN LAVERN E	-31.24
PITNEY BOWES GLOBAL FINANCIAL	-1.20	BP AMERICA PROD CO	-566.22
DAN HART PATROL SERVICE	-110.78	FISCHER JEFF & KAREN HART	-53.64
MOUNTAINLAND FIRE PROTECTION	-93.60	FISCHER JEFF & KAREN HART	-53.96
MIKE'S AUTO SERVICE	-6.56	FISCHER JEFF & KAREN HART	-53.72

PRO-TECH CLEANING SYSTEMS	-41.42	FISCHER JEFF & KAREN HART	-54.64
ANADARKO E&P CO LLP	-30,398.44	FISCHER JEFF & KAREN HART	-38.70
ANADARKO E&P CO LLP	-351.22	FISCHER JEFF & KAREN HART	-38.60
ANADARKO E&P CO LLP	-862.78	BP AMERICA PROD CO	-10,158.76
POLLOCK TIFFANY	-29.32	BP AMERICA PROD CO	-1,632.24
LAVIN LAVERN E	-30.80	BP AMERICA PROD CO	-216.00
LAVIN LAVERN E	-25.54	CLEAR WIRELESS	-224.68
LAVIN LAVERN E	-26.66	CLEAR WIRELESS	-218.36

Public Hearing- Budget Amendment- Grants

Accounting Manager Bonnie Phillips presented Resolution 13-02-CL-02, Sweetwater County Budget Amendment. Chairman Johnson opened the public hearing. Hearing no comment, the hearing was closed. **Commissioner Kolb made the motion to approve Resolution 13-02-CL-02. Commissioner West seconded the motion.** With no discussion, the motion was approved unanimously.

**R E S O L U T I O N 13-02-CL-02
S W E E T W A T E R C O U N T Y
B U D G E T A M E N D M E N T**

DUE to the receipt of two grants in the amount of \$38,255,

WHEREAS, the Commission approved the grants during the December 18, 2012 and February 5, 2013 Regular Commission Board meetings,

WHEREAS, it has been determined that the aforementioned funds need to be included within the 2012-2013 County Budget,

WHEREAS, the Notice of Public Hearing has been published in accordance with the regulations and rules governing the budget process and there being no protests filed or expressed to the Board of County Commissioners regarding this amendment to the Sweetwater County Budget at the hearing,

BE IT THEREFORE RESOLVED: that the 2012-2013 fiscal year budget for Sweetwater County be amended to reflect the following budget changes:

Expenditures Increase Grant Fund:

1. FY 13 VOA OJJDP (2010)	\$35,750
2. 12-GPD-SWE-LC-HLE12	\$ 2,505

Revenue Increase Grant Fund:

1. FY 13 VOA OJJDP (2010)	\$35,750
2. 12-GPD-SWE-LC-HLE12	\$ 2,505

Dated at Green River, Wyoming this 19th day of February, 2013.

THE BOARD OF COUNTY COMMISSIONERS
OF SWEETWATER COUNTY, WYOMING

Wally J. Johnson, Chairman

Gary Bailiff, Member

John K. Kolb, Member

Don Van Matre, Member

Reid O. West, Member

ATTEST:

Steven Dale Davis, County Clerk

Commissioner Comments/Reports

Commissioner Kolb

Commissioner Kolb reported that he had traveled to Cheyenne. Commissioner Kolb reported that Airport Board Member Gary Valentine has resigned from the board. Commissioner Kolb spoke that while in Cheyenne, he had the opportunity to meet with various entities including the Industrial Siting Council and State Lands Investment Office. Commissioner Kolb noted that Rio Vista Water District's debt had been

forgiven and commented that the State Lands Investment Director recognized that future funding will not be available to the Rio Vista Water District and recognized that special districts are problematic. Commissioner Kolb further reported that while in Cheyenne; he reinforced contacts with industries, lobbied house and senate members and testified on HB 85. Commissioner Kolb discussed HB 250 and HB249 regarding state funding for county attorney wages and Wyoming retirement as well as house bills that have passed or are on second reading. Commissioner Kolb noted that he spoke with Land Use Director Eric Bingham, Land Specialist Mark Kot, Accounting Manager Bonnie Phillips, and County Clerk Dale Davis. Commissioner Kolb further reported that he attended the meeting for Communities Protecting the Green. Lastly, Commissioner Kolb noted that Dr. Magana has been appointed to serve as the new Chairperson for the CDC.

Commissioner Van Matre

Commissioner Van Matre thanked Commissioner Kolb for his efforts in Cheyenne. Commissioner Van Matre reported that he visited with IT Director Tim Knight and discussed the county utilizing a logo. Commissioner Van Matre reported that he attended the museum board meeting and noted that Museum Director Ruth Lauritzen will present information relative to the Carnegie building during a future board meeting. Commissioner Van Matre further reported that he attended the Veterans Open House, grand opening for Solid Rock Community Cafe and lastly, the 4-H Club Leadership Conference.

Chairman Johnson

Chairman Johnson reported that he met with Federal Agencies. Chairman Johnson noted that when the Conservation District presented the GIS Roads during the February 5, 2013 Board of County Commissioners meeting, BLM was impressed with the presentation and expressed interest in accepting the mapping for the Rock Springs RMP Transportation Plan. Chairman Johnson further reported that he met with the Coalition of Local Governments.

Commissioner West

Commissioner West thanked Commissioner Kolb for his efforts in Cheyenne. Commissioner West reported that the 333 Broadway Steering Committee will be meeting next week and will consist of Commissioner West, Commissioner Kolb, Human Resource Director Garry McLean, Facilities Manager Chuck Radosevich, IT Director Tim Knight, Hospice Executive Director Pam Jelaca and Board of Health Director Janet Gerken. Lastly, Commissioner West requested to meet with County Clerk Dale Davis relative to the budget process questionnaire sheet that will be submitted to agencies.

Commissioner Bailiff

Commissioner Bailiff reported that he attended the tripartite board meeting, STAR Transit meeting, and lastly, attended a debate for future of gun laws and enforcement at the Rock Springs City Hall.

Commissioner Kolb noted that the Planning & Zoning Board approved the Wind Regulations.

Break

Chairman Johnson called for a 5 minute break.

Action/Presentation Items

Honoring Search and Rescue's 50th Anniversary

The commission honored the Search and Rescue Team's 50th Anniversary and presented a certificate and plaque.

County Resident Concerns

Chairman Johnson opened county resident concerns. Hearing no comments, the hearing was closed.

Action/Presentation Items Continued

Request Approval of the County Wide Consensus Block Grant Joint Resolution (#SWBFY13/14-1)

Grants Manager Krisena Marchal presented and requested a motion to approve the County Wide Consensus Block Grant Joint Resolution #SWBFY13/14-1. Following discussion, *Commissioner West moved to approve County Wide Consensus Block Grant Joint Resolution #SWBFY13/14-1. Commissioner Kolb seconded the motion.* With no discussion, the motion was approved unanimously.

Approval of the Fiscal Year 2012 Audit Report

Accounting Manager Bonnie Phillips presented the Fiscal Year 2012 Audit Report. Chairman Johnson entertained a motion to accept the Audit ending June 30, 2012 as presented by Ms. Phillips. *Commissioner Kolb so moved. Commissioner Van Matre seconded the motion.* Commissioner West expressed his disappointment with the audit and requested that the findings be resolved next year. With no further discussion, the motion was approved unanimously. Following discussion relative to achieving a clean audit, the commission requested that Ms. Phillips schedule a future meeting or workshop with all interested parties and prepare a list of findings of fact to discuss in detail how to avoid material weaknesses.

BCBS of Wyoming ASO Plan Change

Human Resource Manager Garry McLean presented the BCBS of Wyoming ASO Plan Changes. Following discussion, *Commissioner Van Matre moved to approve the ASO Group Plan changes effective January 1, 2013 and authorize the Chairman to sign. Commissioner Kolb seconded the motion.* With no discussion, the motion was approved unanimously.

Human Resource Manager Garry McLean presented the BCBS of Wyoming agreement regarding production and distribution of summary of benefits and coverage on behalf of the plan. Following discussion, Chairman Johnson entertained a motion to approve the agreement regarding the production and distribution of summary of benefits and coverage on behalf of the plan. ***Commissioner Kolb so moved. Commissioner Bailiff seconded the motion.*** With no discussion, the motion was approved unanimously.

Request to Re-Staff Vacant Position

Public Works Director John Radosevich requested authorization to re-staff the assistant fire warden position due to the former assistant's resignation. Following discussion, Chairman Johnson entertained a motion to authorize the request to re-staff the vacant position. ***Commissioner Bailiff so moved. Commissioner West seconded the motion.*** Following discussion, the motion was approved unanimously.

Request to Re-Staff Court Security Officer Position

Human Resource Director Garry McLean presented the request to re-staff the court security officer, in a full time capacity with full benefits and noted that if the position is re-staffed by a patrol deputy the Sheriff would need to re-staff a patrol deputy position. Following discussion, Chairman Johnson entertained a motion to approve the request to start the process to replace the vacancy that will occur around April 1, 2013 and that the position will not be staffed until such time. ***Commissioner Van Matre so moved. Commissioner Bailiff seconded the motion.*** With no discussion, the motion was approved unanimously.

Approval of MOU with Carbon County for Housing Juveniles in the SWCO Detention Center

Sheriff Haskell presented the MOU with Carbon County for housing juveniles in the Sweetwater County Detention Center. Following discussion, Deputy County Attorney Cliff Boevers recommended changes. ***Commissioner West so moved. Commissioner Van Matre seconded the motion.*** Chairman Johnson restated the motion that the Memorandum of Understanding presented would be approved with exchanging wording from "responding party" to "requesting party". Following further discussion, the motion was approved unanimously.

Presentation for the Town of Wamsutter and the Consideration of Filming "Communities of Distinction" with Terry Bradshaw's Hidden Gem Series

Community Investment Group Lisa Mueller presented, on behalf of the Town of Wamsutter, a filming opportunity and requested consideration from the county to fund "Communities of Distinction" with Terry Bradshaw's Hidden Gem Series. Ms. Mueller explained that the cost of the production is \$19,800. Wamsutter resident Emma Waldner and Wamsutter Town Clerk Susan Carnes were also present. Following discussion, the commission concurred that this would be an excellent opportunity for Ms. Mueller to present the request to BP.

Other

2013 Specific Purpose Tax Joint Powers Board

Commissioner West presented Resolution 13-02-CC-01, a resolution authorizing Sweetwater County, Wyoming, to enter into a Joint Powers Agreement with Granger, Green River, Rock Springs, Superior, Wamsutter and Castle Rock Special Hospital District, pursuant to the Wyoming Joint Powers Act, Wyo. Stat. §§ 16-1-102 To 16-1-109; approving the form of the agreement; and authorizing the execution of certain documents relating thereto. Following discussion, Chairman Johnson entertained a motion to approve Resolution 13-02-CC-01 and authorize the Chairman to sign any documents relative to the resolution and appoint Reid West to represent the Sweetwater County Commission on the Joint Powers Board. ***Commissioner Van Matre moved for approval of Resolution 13-02-CC-01 and authorize the Chairman to sign and also the appointment of Commissioner West to serve on the Joint Powers Board. Commissioner Bailiff seconded the motion.*** Following discussion, the motion was approved unanimously.

RESOLUTION NO. 13-02-CC-01

A RESOLUTION AUTHORIZING SWEETWATER COUNTY, WYOMING, TO ENTER INTO A JOINT POWERS AGREEMENT WITH GRANGER, GREEN RIVER, ROCK SPRINGS, SUPERIOR, WAMSUTTER AND CASTLE ROCK SPECIAL HOSPITAL DISTRICT, PURSUANT TO THE WYOMING JOINT POWERS ACT, WYO. STAT. §§ 16-1-102 TO 16-1-109; APPROVING THE FORM OF THE AGREEMENT; AND AUTHORIZING THE EXECUTION OF CERTAIN DOCUMENTS RELATING THERETO.

WHEREAS, Sweetwater County, Wyoming (hereinafter referred to "Sweetwater County"), is authorized by the Wyoming Joint Powers Act, Wyo. Stat. §§ 16-2-102 to 16-1-109 (hereinafter referred to as the "Act") to enter into and operate under a joint powers agreement with Granger, Wyoming ("Granger"), Green River, Wyoming ("Green River"), Rock Springs, Wyoming ("Rock Springs"), Superior, Wyoming ("Superior") and Wamsutter, Wyoming ("Wamsutter") (hereinafter collectively referred to as the "Municipalities"), and Castle Rock Special Hospital District ("Castle Rock"); and

WHEREAS, Sweetwater County, the Municipalities and Castle Rock each constitute an "agency," as defined in the Act, and are hereinafter sometimes referred to in the singular as "Participating Agency" and collectively as "Participating Agencies"; and

WHEREAS, the Act [§ 16-1-104(a)] provides that any power, privilege or authority exercised or capable of being exercised by an agency may be exercised and enjoyed jointly with any other agency having a similar power, privilege or authority; and

WHEREAS, the Act [§ 16-1-104(b)] further provides that a county may enter into and operate under a joint powers agreement with one or more agencies for the performance of any function that the agency is

authorized to perform; and

WHEREAS, pursuant to Wyo. Stat. § 18-2-101, Sweetwater County has the authority to provide for road improvements; and

WHEREAS, Sweetwater County has determined that the following projects would be of service to and be for the benefit of the Participating Agencies and their residents:

- roadway improvements, including asphalt overlays, safety work and other associated improvements on (i) Road 4-11 (TG Soda Ash Road); (ii) Road 4-6 (OCI Entrance Road); and (iii) Road 4-2 (Little America Road) (collectively, the “Sweetwater County Projects”);

WHEREAS, pursuant to Wyo. Stat. § 15-1-103, the Municipalities have the authority to provide for the construction and improvement of water and sewer systems; street paving, curb, gutter and sidewalk; surface water drainage systems; wastewater treatment facilities; street lighting; firehouse upgrades and equipment; and to own and regulate convalescent homes, rest homes and hospitals; and

WHEREAS, the Municipalities have determined that the following projects would be of service to and be for the benefit of the Participating Agencies and their residents:

- Granger - street lighting improvements, water and sewer system improvements and firehouse upgrades and equipment;
- Green River - street, water and sewer system and storm drainage improvements;
 - Rock Springs - water and sewer system, storm drainage and waste water treatment plant improvements, along with street paving, curb, gutter and sidewalk improvements;
 - Superior - street paving, curb, gutter, sidewalk and storm drainage improvements;
 - Wamsutter - water and sewer system, street, curb, gutter and sidewalk improvements (collectively, the “Municipalities’ Projects”); and

WHEREAS, Castle Rock has determined that the following projects would be of service to and be for the benefit of the Participating Agencies and their residents:

- renovations (windows, doors, flooring, lighting, roofing, parking lot paving), remodeling of rooms at the Villa, equipment and vehicles (three (3) diesel ambulances, pick-up truck with snow plow and resident transportation bus) (collectively, “Castle Rock’s Projects”)

(hereinafter, the Sweetwater County Projects, the Municipalities’ Projects and Castle Rock’s Projects being collectively referred to as the “Projects”); and

WHEREAS, each of the Participating Agencies realizes that a joint and cooperative effort in the financing of such Projects will result in substantial economic savings and will provide methods of financing unavailable to any of the Participating Agencies operating independently; and

WHEREAS, the Projects will be financed with the proceeds of a specific purpose sales and use tax (hereinafter referred to as the “Tax”) imposed within Sweetwater County pursuant to the provisions of Wyo. Stat. §§ 39-15-203(a)(iii), 39-15-204(a)(iii), 39-16-203(a)(ii) and 39-16-204(a)(ii), as the result of approval by the qualified electors of Sweetwater County at an election held on Tuesday, November 6, 2012; and

WHEREAS, pursuant to Wyo. Stat. §§ 39-15-211(b)(ii) and 39-16-211(b)(ii), the revenues collected from the Tax will be distributed monthly to the Sweetwater County Treasurer (the “Treasurer”) and the Treasurer will maintain said Tax funds and make them available to the Participating Agencies for the Projects; and

WHEREAS, each Participating Agency, in order to facilitate such Projects, desires to create and organize a joint powers board under said Act (the “Joint Powers Board”) and enter into a Joint Powers Agreement, a copy of which is attached hereto as EXHIBIT A and by this specific reference is incorporated herein (hereinafter referred to as the “Agreement”); and

WHEREAS, a copy of the Agreement, to be dated as of March 1, 2013, has been submitted to the Board of County Commissioners of Sweetwater County (hereinafter the “Governing Body of Sweetwater County” or the “Board”) and has been filed with the office of the Sweetwater County Clerk (hereinafter referred to as the “Clerk”) and is there available for public inspection; and

WHEREAS, the Governing Body of Sweetwater County desires to authorize the Chairman of the Board (hereinafter referred to as the “Chairman”) and the Clerk to enter into and execute said Agreement and any other documents, instruments or certificates as are deemed necessary or desirable in order to enter into and carry out the Agreement on behalf of Sweetwater County; and

WHEREAS, it is necessary to approve the form of said Agreement and authorize the execution of such by resolution;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SWEETWATER COUNTY, WYOMING:

Section 1. Approval and Authorization. The form of the Agreement is hereby approved. The Chairman and the Clerk are hereby authorized and directed to execute the Agreement and affix the seal of Sweetwater County thereto, and further to execute and authenticate such other documents, instruments or certificates, including, but not limited to, an agreement among the Participating Agencies and the Sweetwater County Treasurer setting forth the procedure for distribution of the Tax, as are deemed necessary or desirable in order to enter into and carry out the Agreement. Such Agreement is to be executed in substantially the form hereinabove approved, provided that such Agreement may be completed, corrected or revised as deemed necessary by the parties in order to carry out the purposes of this resolution. A copy of the Agreement shall be delivered, filed and recorded as provided therein.

Section 2. Resolution Irrepealable. After the Agreement has been formally entered into and the Joint Powers Board has been created pursuant to the Act, this resolution shall be and remain irrepealable until all outstanding obligations of the Joint Powers Board, including all bond requirements of its revenue bonds, if any, shall have been fully paid and satisfied or provision for such payment shall have been made.

Section 3. Ratification. All action heretofore taken by Sweetwater County and by the officers thereof not inconsistent herewith directed toward the entering into of the Agreement is hereby ratified, approved and

confirmed.

Section 4. Repealer. All resolutions or parts thereof in conflict with this resolution are hereby repealed.

Section 5. Severability. Should any part or provision of this resolution ever be judicially determined to be invalid or unenforceable, such determination shall not affect the remaining parts and provisions hereof, the intention being that each part or provision of this resolution is severable.

ADOPTED AND APPROVED as of the 19th day of February, 2013.

(S E A L)

SWEETWATER COUNTY, WYOMING

By: _____
Wally J. Johnson, Chairman

ATTESTED:

Steven Dale Davis, Sweetwater County Clerk

Executive Session(s)-Personnel/Legal

Chairman Johnson entertained a motion to enter into executive session for legal, personnel and real estate. Commissioner Kolb so moved. Commissioner West seconded the motion. With no discussion, the motion was approved unanimously. A quorum of the commission was present.

After coming out of executive session, Chairman Johnson explained that real estate, potential litigation and personnel issues were discussed and no action was required.

Adjourn

There being no further business to come before the Board this day, the meeting was adjourned subject to the call of the Chairman.

This meeting was recorded and is available from the County Clerk's office at the Sweetwater County Courthouse in Green River, Wyoming

THE BOARD OF COUNTY COMMISSIONERS
OF SWEETWATER COUNTY, WYOMING

Wally J. Johnson, Chairman

Gary Bailiff, Member

John K. Kolb, Member

Don Van Matre, Member

Reid O. West, Member

ATTEST:

Steven Dale Davis, County Clerk
